

REMARKS

By entry of this Amendment, Applicant hereby cancels claims 2-5 and 9-15 and adds claim 16. Claims 1 and 16 are thereby all the claims pending in the application.

Amendments

Applicant has amended claim 1 to include the subject matter of dependent claims 9 and 10. Claim 10 was previously indicated as allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims (Office Action, page 9).

Applicant has added new independent claim 16. Claim 16 includes the subject matter of independent claim 1 and dependent claims 12 and 13. Claim 13 was previously indicated as allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims (Office Action, page 9).

By these amendments and the following traversal of objections and 35 U.S.C. § 112 rejections, Applicant respectfully submits that the Application has been placed into a condition for immediate allowance.

Specification Objections and Claim Rejections

Former claim 9 (the features of which are now incorporated into claim 1) and claims 12-13 (the features of which are now incorporated into claim 16) were rejected under 35 U.S.C. § 112, first paragraph, as allegedly failing to comply with the written description requirement (Office Action, page 4). The claims allegedly contained subject matter that was not described in the specification in such a way as to reasonably convey to one skilled in the relevant art that the inventor, at the time the application was filed, had possession of the claimed invention.

Additionally, the Amendment filed February 21, 2008, was objected to under 35 U.S.C. § 132(a) because it allegedly introduced new matter into the disclosure (Office Action, page 3).

Claim 9 recited the feature of displaying “sequence of evaluations results of the test patterns”. Claims 12 and 13 recited the feature “marginal area”. Both of these features were objected to as allegedly not mentioned in or supported by the specification.

Applicant respectfully submits that features are not new matter and the subject matter is fully supported by the specification.

With regard to claim 9, Applicant respectfully submits that exemplary support can at least be found on page 14, lines 6-15 and page 16, lines 4-10 of the Applicant’s specification. The relevant section describes a sequence of evaluations being stored in the memory 22, in an exemplary embodiment of the present invention. The evaluation then may be displayed by the display 26. Fig. 15 and the corresponding text at page 33 further support the claim.

Accordingly, Applicant respectfully submits that support for the features of claim 9 is present in the specification and the features do not constitute new matter. Accordingly, Applicant respectfully requests the withdrawal of the objection and the 35 U.S.C. § 112 rejection.

With respect to claims 12 and 13, Applicant respectfully submits that the features of claims 12 and 13 are present in the Specification. Additionally, Applicant respectfully submits the recitation “marginal area”, while no longer appearing in the language of claim 16, is fully supported and does convey to one skilled in the art how to implement the present invention. For example, Figs. 2 and 3 of the present Application and the accompanying explanations illustrate the presence of a first pattern 10 and a clinical or diagnostic image 12 presented on a single pattern sheet 11. As one of ordinary skill in the art comprehends that since the diagnostic image 12 is present in the majority of the sheet 11, the first pattern is present in a marginal area of the

recording material (sheet 11). Accordingly, Applicant respectfully requests the withdrawal of the objections and the 35 U.S.C. § 112 rejections.

Conclusion

In view of the above, reconsideration and allowance of this application are now believed to be in order, and such actions are hereby solicited. If any points remain in issue which the Examiner feels may be best resolved through a personal or telephone interview, the Examiner is kindly requested to contact the undersigned at the telephone number listed below.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,



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